

**MINUTES
OF THE REGULAR MEETING OF THE
EDINA CITY COUNCIL
HELD AT CITY HALL
MARCH 16, 2004
7:00 P.M.**

ROLLCALL Answering rollcall were Members Hovland, Masica and Mayor Maetzold. Member Kelly entered the meeting at 7:05 P.M.

CONSENT AGENDA ITEMS APPROVED Motion made by Member Masica and seconded by Member Hovland approving the Council Consent Agenda as presented with the exception of Agenda Item V.A., 2004 Uniform Purchase – Police Department.

Rollcall:

Ayes: Hovland, Masica, Maetzold

Motion carried.

RESOLUTION NO. 2004-19 COMMENDING THE EDINA GIRLS' ALPINE SKI TEAM Mayor Maetzold introduced Steve Dove and Donna Pollen of the Edina High School Athletic Department, and commended the 2004 Edina Girls' Alpine Ski Team with their Section 6AA Championship and State Championship, and extended congratulations to the winners.

Member Hovland introduced the following resolution and moved its approval:

**RESOLUTION NO. 2004-19
RESOLUTION OF COMMENDATION
EDINA HIGH SCHOOL
2004 GIRLS' ALPINE SKI TEAM**

WHEREAS, the members of the Edina High School 2004 Girls' Alpine Ski Team were Champions of the Classic Lake Conference, Section 6AA Champions and State Champions; and

WHEREAS, success has come to the members of the Team because of their extraordinary ability, hours of practice and the leadership of their coaches; and

WHEREAS, as representatives of the City of Edina, the members of the Team exemplified the highest standards of athletic proficiency and good sportsmanship; and

WHEREAS, this is Edina's 115th State Championship.

NOW, THEREFORE, BE IT RESOLVED by the Edina City Council that congratulations be extended to the members of the Team:

Elinor Bradbury

Kate Hammond

Dave Nelson, Coach

Jaci Daudt

Megan McDonald

Sue Nelson, Coach

Perrie Finsand

Ellie White

Sarah Nelson, JV Coach

Leslie Fox

BE IT FURTHER RESOLVED that this resolution be recorded in the Minutes of the Edina City Council and that copies be given to members of the Team.

ADOPTED this 16th day of March 2004. Member Kelly seconded the motion.

Ayes: Hovland, Kelly, Masica, Maetzold

Motion carried.

RESOLUTION NO. 2004-20 - COMMENDING THE EDINA HIGH SCHOOL 2004 BOYS' SWIMMING AND DIVING TEAM Mayor Maetzold commended the Edina High School Boys' Swimming and Diving Team with their Section Championship and State Championship as well as individual achievements.

Member Masica introduced the following resolution and moved its adoption:

RESOLUTION NO. 2004-20
RESOLUTION OF COMMENDATION
EDINA HIGH SCHOOL

2004 BOYS' SWIMMING & DIVING TEAM

WHEREAS, the members of the Edina High School 2004 Boys' Swimming & Diving Team were Section Champions and State Champions; and

WHEREAS, success has come to the members of the Team because of their extraordinary ability, hours of practice and the leadership of their coaches; and

WHEREAS, as representatives of the City of Edina, the members of the Team exemplified the highest standards of athletic proficiency and good sportsmanship.

NOW, THEREFORE, BE IT RESOLVED by the Edina City Council that congratulations be extended to the members of the State Championship Team:

Steven Bennewitz	Matt Knutson	Jack Raleigh
Nick Bullard	Dino Kordopitoulas	Jacob Rifkin
Cary Burke	Gannon LeVoor-Stromquist	Tony Strouth
Doug Eden	Colton Lynner	Grant Templeton
Chase Gross	Bobby McDonald	Pat Tucker
Erik Henry	Chris Miller	Sean Tucker
Brice Hogan	Brad Nesheim	Andrew Wald
George Jia	Ilia Nikiforov	Art Downey, Head Coach
Andrew Jones	Josh Pappas	Scott Johnson, Assistant Coach
Spencer Kelly	Jack Peterson	Rick Jacobson, Diving Coach

BE IT FURTHER RESOLVED that congratulations be extended to Josh Pappas, Colton Lynner, Cary Burke and Jack Raleigh as the 200-yard Medley Relay State Champions.

BE IT FURTHER RESOLVED that this resolution be recorded in the Minutes of the Edina City Council and that copies be given to members of the Team.

ADOPTED this 16th day of March 2004. Member Hovland seconded the motion.

Ayes: Hovland, Kelly, Masica, Maetzold

Motion carried.

HENNEPIN COUNTY COMMISSIONER KOBLICK'S PRESENTATION POSTPONED Mayor Maetzold informed the Council that Hennepin County Commissioner Koblick notified him that a conflict had arisen and she would be unable to attend the Council meeting. She stated she would be available to attend an Edina Council meeting in the near future.

***MINUTES OF THE REGULAR MEETING OF MARCH 1, 2004, APPROVED** Motion made by Member Masica and seconded by Member Hovland, approving the Minutes of the Regular Meeting of the Edina City Council for March 1, 2004.

Motion carried on rollcall vote – three ayes.

RESOLUTION NO. 2004-24 APPROVING SOUND WALL MITIGATION IMPROVEMENT NO. SA-10 Affidavits of Notice were presented, approved and ordered placed on file.

Engineer Presentation

City Engineer Houle explained the proposed project had been initiated by staff as opposed to a petitioned project. He said that originally the intent was to construct a sound mitigation wall along both the east and west sides of Trunk Highway 100 from the Minnehaha Creek to West 44th Street. Mr. Houle reported an informational meeting had been held with affected property owners March 8, 2004, for potential improvements on both the east and west sides of TH100. He stated east side owners requested a re-analysis of their assessment area which will necessitate another public improvement hearing for the east portion for SA-11 at a later date. Therefore, Mr. Houle said he would only address the west side of Trunk Highway 100 for Project No. SA-10.

Mr. Houle explained Improvement No. SA-10 would consist of the construction of a sound wall along the west side of TH 100 from Minnehaha Creek to West 44th Street. Mr. Houle reviewed a graphic depiction illustrating the proposed location of the sound mitigation wall. He said the cost of this construction would be approximately \$275,000, which would be financed through special assessments to the benefited properties as allowed by M.S 429. Mr. Houle added that MnDOT had verbally agreed to fund the engineering and construction administration costs for the project since they intend to construct a sound wall north of West 44th Street. He said the special assessments would be based upon a three tiered "per residential equivalent unit" including the immediate neighborhood for a term of 15 years. Mr. Houle noted the project would be constructed in 2005 and concluded that staff believed the project was feasible from an engineering standpoint.

Mr. Houle introduced Peter Wasko, Transportation Specialist Noise Abatement/Air Quality, with MnDOT.

Member Masica asked how interest rates for special assessments were derived. Mr. Hughes explained that cities were allowed to charge, as an interest rate, the cost of their most recent bond plus two percent, which for this improvement would be 6.5 percent.

Member Hovland asked if the intent were to move forward also with a similar project on the east side of Trunk Highway 100. Mr. Houle explained that the residents had requested a re-analysis of the area to be assessed. He said he anticipated completing the re-analysis, then setting an improvement hearing, followed by the special assessment hearing before construction would begin on either side of the highway.

Public Comment

Ken Hanson, 4601 Cascade Lane, urged the Council to order the improvement. He stated his backyard abutted the highway and they cannot wait until the wall was built and they can get out into their yard. Mr. Hanson said he took an informal neighborhood survey and the overwhelming consensus was favorable for the improvement. He presented a petition signed by sixteen property owners encouraging approval of the proposed improvement project.

Bruce Berendts, 4501 North Avenue, asked what the magnitude of savings would be with MnDOT's involvement by providing Engineering and Construction Administration. Mr. Houle answered that he believed this would save approximately 25 percent of the estimated overall project cost, but added that already had been reflected in the \$275,000 construction cost estimate.

Mary Hartupee, 5016 Edinbrook Lane, asked why the proposed improvement project was stopping at Minnehaha Creek. She stated she hoped eventually the sound wall would eventually come down all the way to 50th Street.

Peter Wasko, MnDOT Transportation Specialist explained that the Minnehaha Creek Bridge would not be able to handle the load of the sound abatement wall. He added the wall could be continued if and when the bridge was reconstructed.

Peter Sherman, 5001 Moore Avenue, explained he was among the first tier of property owners for the proposed special assessment to construct the sound wall. Mr. Sherman said that he supported the project. However, he expressed concern that a similar project would have cost \$5,000 five years ago and now he will be charged \$18,000. He asked that the City contribute something to mitigate citizen costs similarly to what was done for residents along McCauley Trail.

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Member Hovland asked if something could be done with MnDOT south of Minnehaha Creek. Mr. Wasko replied MnDOT could look into this area, but he cautioned that time was growing short to make the construction season. He said that he would investigate and report back to the City on the possibility of additional work. Member Hovland thanked MnDOT for their involvement and stated it would be terrific to finish the entire project at this time if possible.

Member Hovland made a motion closing the public hearing. Member Kelly seconded the motion.

Ayes: Hovland, Kelly, Masica, Maetzold
Motion carried.

Member Kelly introduced the following resolution and moved its adoption:

RESOLUTION NO. 2004-24

ORDERING SOUND WALL IMPROVEMENTS - NO. SA-10

WHEREAS, the Edina City Council on the 17th of February, 2004, fixed a date for a Council hearing on the proposed sound abatement walls, Improvement No. SA-10; and

WHEREAS, fourteen days' mailed notice and two weeks' published notice of the hearing was given, and the hearing was held thereon on the 16th day of March 2004, for Improvement No. SA-10 consisting of a sound abatement wall constructed along the westerly side of Trunk Highway 100 from West 44th Street to the north Edina City Limits.

NOW, THEREFORE, BE IT RESOLVED that the Council has duly considered the views of all persons interested, and being fully advised of the pertinent facts, does hereby determine to proceed with the construction of said improvement, including all proceedings which may be necessary in eminent domain for the acquisition of necessary easements and rights hereby designated and shall be referred to in all subsequent proceedings as Improvement No. SA-10 consisting of a sound abatement wall constructed along the westerly side of Trunk Highway 100 from West 44th Street to the north Edina City Limits.

BE IT FURTHER RESOLVED that Improvement No. Improvement No. SA-10 consisting of a sound abatement wall constructed along the westerly side of Trunk Highway 100 from West 44th Street to the north Edina City Limits is hereby ordered as proposed.

BE IT FURTHER RESOLVED that the City Engineer is hereby designated as the engineer for this improvement. The engineer shall cause plans and specifications to be prepared for the making of such improvement.

Adopted this 16th day of March 2004. Member Hovland seconded the motion.

Rollcall:

Ayes: Hovland, Kelly, Masica, Maetzold
Motion carried.

RESOLUTION NO. 2004 - 23 FINAL PLAT APPROVED - SOUTHDALE SQUARE 2ND ADDITION Mr. Larsen noted that the preliminary approval for the project had been granted July 15, 2003. He stated the proposed final plat reflected the redevelopment as approved for the site on West 66th Street, July 15, 2003. Mr. Larsen added the plat has incorporated the vacated portion of Xerxes Avenue.

Following a brief discussion **Member Hovland introduced the following resolution and moved its adoption:**

RESOLUTION NO. 2004-23

**GRANTING FINAL PLAT APPROVAL
TO SOUTHDALE SQUARE 2ND ADDITION**

BE IT RESOLVED by the City Council of the City of Edina, Minnesota, that that certain plat entitled, "SOUTHDALE SQUARE ADDITION 2ND ADDITION", platted by Principal Real Estate Investors, LLC, a Delaware Limited Liability Company, and presented at the regular meeting of the City Council on March 16, 2004, be and is hereby granted final plat approval.

Adopted this 16th day of March 2004. Member Masica seconded the motion.

Rollcall:

Ayes: Hovland, Kelly, Masica, Maetzold

Motion carried.

ORDINANCE NO. 2004-02 – AMENDING EDINA CODE SECTION 900 – SALE OF LIQUOR AND WINE; LICENSING Mr. Hughes stated, on February 17, 2004, representatives of Outback Steak House appeared before the Council and requested a change to Section 900 of the Edina City Code to permit issuance of an intoxicating liquor license at their proposed restaurant location in the Planned Office District (POD). The Council ordered a public hearing and directed staff to prepare an ordinance amendment to affect the change. The change to the ordinance would be inclusion of language stating that the Planned Office District (POD) would be a permitted use.

Kelly Bondack a resident of Eagan and employee of Outback Steak House voiced her approval of the ordinance amendment.

Mark Tempke, a resident of Champlin stated his involvement with Pizzeria Uno, and encouraged the Council to approve the ordinance amendment.

Member Kelly made a motion closing the public hearing, seconded by Member Hovland.

Ayes: Hovland, Kelly, Masica, Maetzold

Motion carried.

Member Masica made a motion adopting Ordinance No. 2004-02, Amending Edina Code Section 900, to Allow Intoxicating On-Sale Liquor Licenses in certain Planned Office Districts with waiver of Second Reading as follows:

**EDINA ORDINANCE NO. 2004-02
AN ORDINANCE AMENDING SECTION 900
TO ALLOW INTOXICATING ON-SALE
LIQUOR LICENSES IN PLANNED OFFICE DISTRICTS
THE CITY COUNCIL OF THE CITY OF EDINA ORDAINS:**

Section 1. Subd. 5 of Subsection 900.9 is amended as follows:

“Subd. 5 On-Sale Intoxicating Liquor Licenses. In addition to the requirements of Subd. 1 of this Subsection, no On-Sale Intoxicating Liquor License shall be granted to i) any establishment other than a restaurant or hotel located in the PCD-2, PCD-3, POD-2 Subdistricts or the Mixed Development District as established by Section 850 of this Code, ii) any amusement or recreation establishment including amusement arcades, bowling centers, pool halls or establishments offering amusement devices as defined by Section 215 of this Code, or iii) any establishment located in a building which also contains any dwelling units as defined by Section 850 of this Code. In addition, no On-Sale Intoxicating Liquor License shall be granted to any establishment located in the PCD-2 Subdistrict which will contain more than 150 seats; provided, however, a premises in the PCD-2 Subdistrict holding a wine license issued by the City which was in effect on December 31, 1998, and which contains more that 150 seats may be issued an On-Sale Intoxicating Liquor License but the licensed premises shall not be thereafter expanded to include more seats than existed on December 31, 1998”.

Section 2. This Ordinance shall be in full force and effect upon passage.

Passed and adopted March 16, 2004.

First Reading: March 16, 2004

Second Reading: Waived

Published: March 25, 2004

Attest

Debra A. Mangan, City Clerk

Dennis F. Maetzold, Mayor

Member Hovland seconded the motion.

Rollcall: Hovland, Kelly, Masica, Maetzold

Motion carried.

ORDINANCE NO. 2004-01 ADOPTED - AMENDING SECTION 450 REGULATING RESIDENTIAL SWIMMING POOLS Administrator Velde noted that the Ordinance as presented has not changed since receiving First Reading at the March 1, 2004, Council meeting. He stated the proposed ordinance would add a definition for underwater seats, benches and swimouts to Code Section 450. Mr. Velde said the amendment would allow use of underwater seats, benches or swimouts as a means of egress from the deep end of the residential swimming pool, and also would allow the application of special features such as vanishing edges and waterfalls along the edge of the pool, under certain conditions.

Member Masica questioned how the seats, benches and swimouts would be visually defined. Mr. Velde said there could be a contrasting colored stripe on the edge or some other means of defining the edge.

Member Hovland introduced Ordinance No. 2004-01 - Amending Section 450, Regulating Residential Swimming Pools, as follows:

EDINA ORDINANCE NO. 2004-01

AN ORDINANCE AMENDING SECTION 450

REGULATING RESIDENTIAL SWIMMING POOLS

THE CITY COUNCIL OF THE CITY OF EDINA ORDAINS:

Section 1. Subsection 450.01 is amended by adding the following definition between Transition Point and Vacuum Fitting:

“Underwater Seats, Benches and Swimouts. An underwater seat, bench or swimout located at the perimeter of a pool no greater than 20 inches below the waterline and a horizontal depth of 12 inches or more.”

Section 2. Subdivision 7 of Subsection 450.06 is amended by replacing Subd. 7 with the following language:

“Subd. 7. Pool Deck. Unobstructed deck areas not less than 48 inches wide shall be provided to extend entirely around each swimming pool. No deck may be provided for that side of a swimming pool forming a common wall with a residential special purpose pool, where the water depth of both the swimming pool and special purpose pool are less than 54 inches, and where the deck extends around all of those sides of the special purpose pool not sharing a common wall with the swimming pool. The deck shall be constructed above, but not more than nine inches above, the normal water line. The deck area shall be constructed of impervious material, and the surface shall be smooth and easily cleaned and of non-slip construction. The deck shall have a pitch of at least one-fourth inch to the foot, designed so as to prevent back drainage into the pool. If deck drains are provided, drainpipe lines shall be at least four times the cross-sectional area of the drainpipe. The deck drain system shall have indirect connections to the sanitary sewer. The deck drains shall not be connected to the recirculation systems piping. Special features such as waterfalls, a vanishing edge, or other decorative features may occupy a maximum of fifteen feet of deck around a swimming pool. Where the maximum depth of the swimming pool does not exceed 54 inches of water, one side of the swimming pool deck may be obstructed by special features.

Except, a deck is not needed around the perimeter of a special purpose pool where the special purpose pool is not located within four feet of a residential swimming pool."

Section 3. Subdivision 8 of Subsection 450.06 is amended by replacing Subd. 8 with the following language:

"Subd. 8. Entry/Exit. Two or more means of entry/exit shall be provided for all residential swimming pools. At least one entry/exit shall be located on the side of the pool at the deep end and one at the shallow end. The entries/exits shall consist of one or a combination of the following: steps, stairs, ladders, step holes, underwater seats, benches and swimouts. Step holes and ladders shall have a handrail on both sides. Underwater seats, benches and swimouts shall be visually set apart. If the pool is designed for use with diving equipment, the underwater seats, benches and swimouts shall be located outside of the required minimum diving water envelope as set forth in American National Standard for Residential Inground Swimming Pools (ANSI/NSPI - 5 2003) a copy of which is on file with the City Clerk. Two means of entry/exit shall be provided at the deep end where the width of the pool exceeds 30 feet."

Section 4. This Ordinance shall be in full force and effect upon passage.

Passed and adopted March 1, 2004.

First Reading: March 1, 2004
Second Reading: March 16, 2004
Published: March 25, 2004

Attest

Debra A. Mangen, City Clerk

Dennis F. Maetzold, Mayor

Member Masica seconded the motion.

Rollcall:

Ayes: Hovland, Kelly, Masica, Maetzold

Motion carried.

ORDINANCE NO. 2004-03 - AMENDING SECTION 700 ADDING PROVISIONS FOR COMMUNITY HEALTH COMMITTEE Mr. Velde explained in 1976, legislation allowing the creation of Community Health Boards was passed in Minnesota. Legislation required each city or county that formed a community health board also create an advisory committee. The advisory committee was charged with advising the Community Health Board relating to the development, maintenance, funding and evaluation of community health services in their jurisdiction.

Mr. Velde stated that during the 2003 legislative session, the 1976 law was amended and no longer requires an advisory committee for the Community Health Board. However, the statute does allow a local Community Health Board the option of creating an advisory committee.

Mr. Velde explained the proposed Ordinance amendment would allow creation of an Edina Community Health Committee, consisting of seven members and one student member. The Mayor, with the consent of the Council, would appoint the members for three-year terms. The student member would be appointed for a one-year term. All members would be residents of Edina. There would be term limits of six consecutive years of membership. Membership would consist of both consumers and providers of health services, if feasible.

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Member Masica asked the difference between the Community Health Committee and the Community Health Board. Mr. Velde said the Council is the Community Health Board for the City of Edina. The Community Health Committee is advisory to the Community Health Board.

Member Kelly made a motion approving Ordinance No. 2004-03 - Amending Code Section 700 - Adding Provisions for a Community Health Committee with a waiver of second reading as follows:

**EDINA ORDINANCE NO. 2004-03
AN ORDINANCE AMENDING SECTION 700
TO CREATE A COMMUNITY HEALTH COMMITTEE
THE CITY COUNCIL OF THE CITY OF EDINA ORDAINS:**

Section 1. Subsection 700.03 is amended as follows:

"Subsection 700.03. Community Health Committee. The Community Health Board may establish a community health committee to advise, consult with and make recommendations on matters related to the development, maintenance and funding of community health services. The Community Health Committee shall consist of at least seven (7) members, and a student member. Members shall include, if possible, providers and consumers of health care services. All members shall be residents of the City. Members shall be appointed by the Mayor with the consent of the Council. No member shall serve more than two consecutive three-year terms, except the student member shall be appointed for a one-year term. The Community Health Committee shall study and advise the Community Health Board regularly on community health activities designed to protect and promote the health of the population by emphasizing the prevention of disease, injury, disability, and preventable death through the promotion of effective coordination and use of community resources and by extending health services into the community."

Section 2. Subsection 700.03, 700.04 and 700.05 are renumbered 700.04, 700.05 and 700.06 respectively.

Section 3. This Ordinance shall be in full force and effect upon passage.

Passed and adopted March 16, 2004.

**First Reading: March 16, 2004
Second Reading: Waived
Published: March 25, 2004**

Attest

Debra A. Mangen, City Clerk

Dennis F. Maetzold, Mayor

Member Hovland seconded the motion.

Rollcall:

Ayes: Hovland, Kelly, Masica, Maetzold

Motion carried.

BID AWARDED FOR 2004 UNIFORM PURCHASE - POLICE DEPARTMENT Member Masica asked that the 2004 uniform purchase be removed from the consent agenda for further information. She inquired if any of the uniformed employees pay for components of their uniforms. Assistant Chief Carlson explained that uniform items are supplied through the bargaining union contracts on an as-needed basis. Staff officers receive an allowance for uniforms. Ms. Masica noted that three levels of uniforms were bid and inquired which level the City recommends purchasing. Mr. Carlson responded the mid or high level are usually recommended.

Member Masica made a motion approving the award of bid for the 2004 Police Uniform purchase to recommended low bidder, Uniforms Unlimited at \$2,967.00. Member Kelly seconded the motion.

Ayes: Hovland, Kelly, Masica, Maetzold

Motion carried.

***AWARD OF BID - TWO GREENSMOWERS - BRAEMAR GOLF COURSE Motion made by Member Masica and seconded by Member Hovland for award of bid for two greensmowers for Braemar Golf Course to sole bidder, MTI Distributing Co., under Minnesota State Contract #432120, at \$34,816.00 plus sales tax.**

Motion carried on rollcall vote – three ayes.

***AWARD OF BID - TWO TANDEM AXLE DUMP TRUCKS - PUBLIC WORKS Motion made by Member Masica and seconded by Member Hovland for award of bid for two, tandem axle dump trucks to sole bidder, Boyer Trucks, Inc., at \$132,870.00, under State Minnesota Contract #432052.**

Motion carried on rollcall vote – three ayes.

***AWARD OF BID - CHEMICAL FEED EQUIPMENT FOR WATER TREATMENT PLANT #2 Motion made by Member Masica and seconded by Member Hovland for award of bid for chemical (chlorine, fluoride, and phosphate) feed equipment for water treatment plant #2, rehabilitation project to recommended low bidder, Alden Pool and Municipal Supply, at \$16,279.00.**

Motion carried on rollcall vote – three ayes.

IKASU SUSHI BAR AND LOUNGE ON-SALE INTOXICATING AND SUNDAY SALE LICENSE RENEWAL APPROVED Mr. Hughes noted that Ikasu Sushi Bar and Lounge had completed the required paperwork for renewal. He said the Police Department had completed their annual background review with no negative findings. He added that Administration, Planning and Health had also reviewed the renewal request and stated staff recommended the license be granted.

Member Masica made a motion approving the on-sale intoxicating and Sunday sale license renewal for Yang Companies, LLC, Ikasu Sushi Bar and Lounge. Member Hovland seconded the motion.

Ayes: Hovland, Kelly, Masica, Maetzold

Motion carried.

***RESOLUTION NO. 2004-21 - EDINA CITY COUNCIL THANKING THE EDINA SCHOOL DISTRICT FOR THE USE OF THEIR BOARD ROOM Member Masica introduced the following resolution seconded by Member Hovland:**

RESOLUTION NO. 2004-21

RESOLUTION OF THANKS

WHEREAS, the new Edina City Hall opened February 2, 2004, before construction of the building was fully completed, including the Mayor's Conference Room and City Council Chambers; and

WHEREAS, demolition of the old City Hall began before the new Council Chambers was completed, displacing the City Council for two of its meetings; and

WHEREAS, Edina School District No. 273 graciously allowed the Edina City Council to hold its February 17 and March 1, 2004, meetings at the Edina Community Center in the room used by the Edina Board of Education; and

WHEREAS, the Edina Community Center Staff extended every courtesy to the Edina City Council, staff and citizens for those meetings.

NOW, THEREFORE, BE IT RESOLVED, that the Edina City Council, City staff and all Edina residents hereby express their thanks and appreciation to

EDINA PUBLIC SCHOOLS

for their hospitality in generously hosting two Edina City Council meetings on February 17 and March 1, 2004.

Dated this 16th day of March 2004.

Motion carried on rollcall vote – three ayes.

***RESOLUTION NO. 2004-22 CALLING FOR PUBLIC HEARING ON APRIL 7, 2004, FOR IMPROVEMENT PROJECT A-205, WOODDALE AVENUE, VALLEY VIEW ROAD TO WEST 56TH STREET AND PROJECT BA-321 – VALLEY VIEW ROAD TO WEST 64TH STREET TO WOODDALE AVENUE** Motion made by Member Masica and seconded by Member Hovland introducing the following resolution and moving approval:

RESOLUTION NO. 2004-22

A RESOLUTION SETTING APRIL 7, 2004,

FOR IMPROVEMENT PROJECT A-205

WOODDALE AVENUE, VALLEY VIEW ROAD TO

WEST 56TH STREET AND FOR

IMPROVEMENT PROJECT BA-321

VALLEY VIEW ROAD TO WEST 64TH STREET TO WOODDALE AVENUE

BE IT RESOLVED BY THE CITY COUNCIL OF EDINA, MINNESOTA, that a public hearing shall be held on the 7th day of April, 2004, in the Council Chambers at City Hall at 7:00 P.M. to consider Improvement Project A-205, Wooddale Avenue, Valley View Road to West 56th Street and for Improvement Project BA-321, Valley View Road to West 64th Street to Wooddale Avenue; and

BE IT FURTHER RESOLVED that the City Clerk shall give mailed and published notice of such hearing and improvement as required by law.

Adopted this 16th day of March 2004.

Motion carried on rollcall vote – three ayes.

***AMENDMENT TO EMPLOYMENT AGREEMENT APPROVED** Motion made by Member Masica and seconded by Member Hovland approving the second amendment to the employment agreement for City Manager Hughes, as presented.

Motion carried on rollcall vote – three ayes.

***CONFIRMATION OF CLAIMS PAID** Member Masica made a motion and Member Hovland seconded the motion approving payment of the following claims as shown in detail on the Check Register dated March 3, 2004, and consisting of 26 pages: General Fund \$143,630.17; Communications Fund \$2,656.72; Working Capital Fund \$34,285.76; Art Center Fund \$20,510.37; Golf Dome Fund \$6,041.76; Aquatic Center Fund \$576.74; Golf Course Fund \$10,617.41; Ice Arena Fund \$14,514.75; Edinborough/Centennial Lakes Fund \$21,364.17; Liquor Fund \$135,491.59; Utility Fund \$51,108.23; Storm Sewer Fund \$514.73; PSTF Agency Fund \$3,387.73; **TOTAL \$444,700.13**; and for approval of payment of claims dated March 10, 2004, and consisting of 37 pages: General Fund \$335,486.03; Communications Fund \$2,536.71; Working Capital Fund \$449,728.88; Construction Fund \$1,871.38; Art Center Fund \$3,566.21; Golf Dome Fund \$23,393.16; Aquatic Center Fund \$1,733.43; Golf Course Fund \$14,644.43; Ice Arena Fund \$48,751.83; Edinborough/Centennial Lakes Fund \$18,664.26; Liquor Fund \$125,493.92; Utility Fund \$39,357.33; Storm Sewer Fund \$6,389.82; Recycling Fund \$32,171.80; PSTF Fund \$900.11; **TOTAL \$1,104,689.30**.

Motion carried on rollcall vote – three ayes.

There being no further business on the Council Agenda, Mayor Maetzold declared the meeting adjourned at 8:35 P.M.

City Clerk